

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

WILLIAM A WATSON,

Petitioner,

v.

STATE OF WASHINGTON.

Respondent.

CASE NO. C15-5076 RBL-JRC

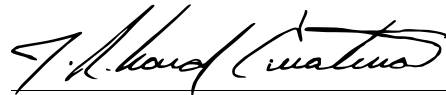
ORDER TO AMEND THE CASE  
CAPTION

Petitioner seeks habeas corpus relief from a state conviction and sentence. The District Court referred the case to the undersigned Magistrate Judge pursuant to 28 U.S.C. §§ 636(b)(1)(A) and (B) and Local Magistrate Judge Rules MJR 3 and MJR 4.

Petitioner names the State of Washington as respondent. The proper respondent is “the person having custody of the person detained.” 28 U.S.C. § 2243. Petitioner needs to name a natural person -- not a governmental entity. This person is usually the superintendent of the facility in which petitioner is incarcerated. Petitioner’s failure to name the correct party deprives this Court of personal jurisdiction. *See Stanley v. California Supreme Court*, 21 F.3d 359, 360 (9th Cir. 1994).

1 The Court orders that petitioner file a motion asking that the Court change the case  
2 caption. Petitioner needs to name the superintendent of the Monroe Correctional Complex in his  
3 motion. Petitioner must file his motion on or before March 27, 2015.

4 Dated this 2nd day of March, 2015.

5   
6

7 J. Richard Creatura  
8 United States Magistrate Judge  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24